IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH PAUSHA 1928

WP(C).No. 18 of 2007(B)

PETITIONER:

GREESHMA SIVASANKAR,
(MINOR, REPRESENTED BY FATHER C.V. SIVASANKAR)
STANDAR XII, TEAM LEADER, MARGAMKALI,
M I H S S FOR GIRLS, PUDUPPONNANI.

BY ADV. SMT.I.SHEELA DEVI,
SMT.M.SINDHU THANKAM.

RESPONDENTS:
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1. **DIRECTOR, DIRECTORATE OF HIGHER SECONDARY EDUCATION, PRESIDENT, ORGANIZING COMMITTEE, THIRUVANANTHAPURAM.**

2. **DEPUTY DIRECTOR (ACADEMIC) OFFICE OF THE DIRECTOR OF HIGHER SECONDARY EDUCATION, HOUSING BOARD BUILDING, SANTHI NAGAR, THIRUVANANTHAPURAM.**

3. **THE GENERAL CONVENOR, ORGANIZING COMMITTEE, STATE HIGHER SECONDARY SCHOOL YOUTH FESTIVAL, THIRUVANANTHAPURAM.**

4. **THE CHIEF CO-ORDINATOR, STATE HIGHER SECONDARY SCHOOL YOUTH FESTIVAL, THIRUVANANTHAPURAM.**

BY GOVT. PLEADER SRI. I.V. PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/01/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.18 of 2007

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Dated this the 3rd day of January, 2007.

JUDGMENT

Even though petitioner's appeal is allowed, petitioner is not permitted to participate in Margamkali competition at the State Higher Secondary School Youth Festival, is the case of the petitioner. However, Government Pleader submitted that appeal is allowed in many cases without reference to the award of first prize to another team. Unless the Appeal Committee decides the appeal based on relative merits of the appellant and the first prize winner, the order is unenforceable as only one team is allowed to participate at the State level competition. Since petitioner's team has secured eight marks less than the first prize winner, there is no scope for interference and the W.P. is dismissed.

C.N.RAMACHANDRAN NAIR
Judge

pms